

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Eugene



DIVISION

Shane ANTHONY Lewis  
(Enter full name of plaintiff)

Plaintiff,

v.

Civil Case No. 6:19-cv-00494-AA  
(to be assigned by Clerk's Office)

COMPLAINT FOR VIOLATION OF CIVIL  
RIGHTS (PRISONER COMPLAINT)

Springfield Police Department  
Detective Justin J. Myers

Jury Trial Demanded

☒ Yes

☐ No

(Enter full name of ALL defendant(s))

Defendant(s).

I. PARTIES

List your name, address, and telephone number below, and the same information for each defendant. Make sure that the defendant(s) listed below are identical to those contained in the caption of the complaint. Attach additional sheets of paper if necessary.

Plaintiff

Name: Shane A. Lewis #0993247

Street Address: 101 W. 5th Avenue

City, State & Zip Code: Eugene, OR 97401

Telephone No.: \_\_\_\_\_

**Defendant No. 1** Name: SPRINGFIELD POLICE DEPARTMENT  
 Street Address: 2304th St.  
 City, State & Zip Code: SPRINGFIELD, OR 97477  
 Telephone No.: 541) 726-3714

**Defendant No. 2** Name: JUSTIN J. MYERS  
 Street Address: 2304th St.  
 City, State & Zip Code: SPRINGFIELD, OR 97477  
 Telephone No.: 541) 726-3714

**Defendant No. 3** Name: \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 City, State & Zip Code: \_\_\_\_\_  
 Telephone No.: \_\_\_\_\_

**Defendant No. 4** Name: \_\_\_\_\_  
 Street Address: \_\_\_\_\_  
 City, State & Zip Code: \_\_\_\_\_  
 Telephone No.: \_\_\_\_\_

## II. BASIS FOR JURISDICTION

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. You are bringing suit against (*check all that apply*):

☐ Federal officials (a *Bivens* claim)

☒ State or local officials (a § 1983 claim)

B. What federal constitutional, statutory, or treaty right(s) is/are at issue?

This action arises under the 4<sup>th</sup>, 6<sup>th</sup> and 14<sup>th</sup> amendments  
and under TITLE 42, U.S.C. SECTION 1983

### III. STATEMENT OF CLAIMS

#### Claim I

*State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.*

ON Sunday, January 13<sup>th</sup>, 2019, while on duty working as a Sworn Police  
officer for the Springfield Police Department, Detective Justin J. Myers  
(DPSST# 49040), while drafting an affidavit in support for a  
search warrant, did deliberately make several false statements,  
for the purpose of misleading Lane County Circuit Court  
Judge Maurice K. Merten in order to obtain the subsequent  
search warrant for my place of residence, 3582 Elmira Rd.,  
Eugene, OR, 97402. As a result, this has jeopardized my  
right to a fair trial, procedural due process and protection  
from unreasonable searches and seizures.

#### Claim II

*State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.*

ON Sunday, January 13<sup>th</sup>, 2019, while on duty working as a  
sworn Police officer for the Springfield Police department, Detective

Justin J. Myers (DPSST #49040), while drafting an affidavit in support of a search warrant, did manifest a reckless disregard for the truth, swearing an oath to 19 material erroneous or misleading statements before the Honorable Maurice K. Merten for the purpose of obtaining a warrant to search my home. As such, Det. Myers actions under color of law did violate and jeopardize my right to a fair trial, procedural due process and my right to protection from unreasonable searches and seizures.

### Claim III

*State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.*

ON SUNDAY, January 13<sup>th</sup>, 2019, while on duty as a sworn police officer for the Springfield Police Department, Detective Justin J. Myers (DPSST #49040), did knowingly use a perjured testimony, by way of his sworn affidavit in support of a search warrant, for the purpose of obtaining the subsequent warrant. By knowingly using a perjured testimony for the purpose of obtaining a warrant to search my residence for evidence of a crime, my right to a fair trial was compromised as well as my right to procedural due process.

*(If you have additional claims, describe them on another piece of paper, using the same outline.)*

**IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

I have filed for administrative relief as to all claims in Section III and have concluded all administrative appeals available to me.

☒ Yes

☐ No

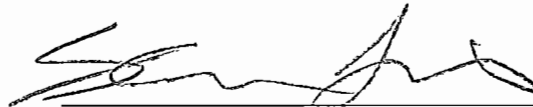
**V. RELIEF**

*State briefly exactly what you want the court to do for you and the amount, if any, of monetary compensation you are seeking. Make no legal arguments. Cite no cases or statutes.*

I would like the Court to demand my release from custody,  
dismissal of all charges arising as a result of these  
violations of my Constitutional Rights As well as  
Monetary Compensation From The Springfield Police  
Department in the amount of \$500,000.00 , Monetary  
Compensation from Detective Justin J. Myers in the  
amount of \$100,000.00, and compensation in the  
amount of \$1,100.00 per day for each and every  
day that I've been incarcerated. I'd also like Springfield  
Police Department to pay all fees incurred as a result of  
this action.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 1<sup>st</sup> day of APRIL, 2019.

  
 (Signature of Plaintiff)